

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

PATRICK LEONARD,

Petitioner,

-vs-

WARDEN, Ohio State Penitentiary,

Respondent.

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Case No. 1:09-cv-056

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Chief Judge Susan J. Dlott  
Magistrate Judge Michael R. Merz

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**BRIEFING ORDER ON DISCOVERY**

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Having read Respondent's Renewed Motion for Reconsideration, the Court agrees it is proper to consider Respondent's arguments on the merits of discovery. Accordingly, Petitioner shall treat the renewed Motion as if it were a memorandum in opposition to the Motion for Discovery and shall file a reply memorandum not later than June 25, 2010.

June 9, 2010.

s/ **Michael R. Merz**  
United States Magistrate Judge